

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
Civil Action No. 3:13-cv-703-GCM**

**FMW/MJH AT 2604 HILLSBOROUGH  
LLC,**

**Plaintiff,**

**v.**

**WSA CONSTRUCTION, LLC; ALL  
SEASONS CLEANING SERVICE, INC.;  
AMERICAN CONCRETE PUMPING,  
INC.; ASSOCIATED FIRE PROTECTION,  
INC.; BOYCO CORP. LLC; CAPITOL  
RECYCLING, LLC; ENGLER, MEIER &  
JUSTUS, INC. D/B/A CIRCLE SUPPLY  
OF RALEIGH; CREGGER COMPANY,  
INC.; E T SALES, INC. D/B/A CAROLINA  
COUNTERS; EAGLE MAILBOX SALES,  
INC.; ELITE FLOORING & DESIGN,  
INC.; FATHER AND SON PAINTING  
CUSTOM PAINTING; FRANCO  
MASONRY CONCRETE, INC.; GERDAU  
AMERISTEEL US INC.; JRF  
MECHANICAL, INC.; MAZZ WELDING  
& FABRICATION, INC.; ORLANDO  
CABALLERO D/B/A OC DRYWALL &  
STUCCO; PINNACLE FIRE SYSTEMS,  
INC.; RALEIGH WATERPROOFING,  
INC.; SCHINDLER ELEVATOR  
CORPORATION; SUNBELT RENTALS,  
INC.; SUPERIOR WATERPROOFING,  
INC.; TALBERT BUILDING SUPPLY,  
INC.; TRIANGLE NORTH EXTERIORS,  
INC.; AND ZOCAM PLUMBING, INC.,**

**Defendants.**

**ORDER FOR DISMISSAL AS TO  
DEFENDANT TALBERT BUILDING  
SUPPLY, INC.**

**HAVING CONSIDERED** the Consent Motion for Dismissal as to Defendant Talbert Building Supply, Inc. (“Talbert”),

**IT IS ORDERED, ADJUDGED, AND DECREED** that the claims and demands of Plaintiff FMW/MJH at 2604 Hillsborough LLC (“FMW/MJH”) against Talbert and the claims and demands of Talbert against FMW/MJH and WSA Construction, LLC be, and the same hereby are, **DISMISSED**, with prejudice, each party to bear its own costs and expenses.

Signed: March 2, 2017

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen  
United States District Judge

